

**MINUTES
GREENWOOD COUNTY COUNCIL
JULY 6, 2010
GREENWOOD COUNTY COURTHOUSE
ROOM 201
5:30 P.M.**

PRESENT:	EDITH CHILDS
	RHETT DOMINICK
	GONZA BRYANT
	CHUCK MOATES
	PATRICK MOODY
	ROBBIE TEMPLETON, Chairman
	ROBERT JENNINGS, Vice-Chairman

VICTOR J. CARPENTER COUNTY MANAGER	KETEKASH CRUMP-LUKIE CLERK TO COUNCIL	CHARLES M. WATSON, JR. COUNTY ATTORNEY
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CALL TO ORDER

At 5:30 p.m. Mr. Templeton called the Greenwood County Council meeting to order and read the following statement: This is a regular meeting of County Council. Notice of this meeting was given by mailing an agenda to The Index-Journal, The Greenville News, and Gwdtoday.com. An Agenda was also posted on the front door of the courthouse.

INVOCATION

The invocation was given by Chuck Moates.

PLEDGE OF ALLEGIANCE

Mr. Templeton asked those present to remain standing and join council in reciting the Pledge of Allegiance.

APPROVAL OF THE MINUTES OF THE JUNE 15, 2010 REGULAR MEETING

Mr. Templeton recognized Mrs. Childs who made a motion to approve the minutes of the June 15, 2010 regular meeting. Mr. Jennings seconded the motion. There was no discussion. The motion passed by unanimous vote.

PUBLIC HEARING

Mt. Templeton read the following title: A Public Hearing to Receive Comments Concerning the proposed rezoning of certain properties along Highway 702 and Highway 34 from Rural Development District (RDD) to Waterfront Development (WD)

Mr. Templeton asked those wishing to speak during the public hearing to give their name and address for the record and limit comments from three to five minutes.

Mr. Templeton opened the public hearing.

The following people spoke in opposition to the rezoning:

1. Bubba Harvin, 405 Hammond Road, Greenwood
2. Jack Childress, 233 Coldwater Drive, Ninety Six

The following spoke in favor of the rezoning:

1. Joe Nalepa, 112 Knox Anna Drive, Ninety Six
2. Jim Firman, 311 Beach Drive, Ninety Six
3. Donald McClane, 408 Herndon Drive, Ninety Six
4. Donna Bell, 139 Mitchum Drive, Ninety Six
5. Kathy Camp, 308 Beach Drive, Ninety Six
6. Tommy Reed, 234 Coldwater Drive, Ninety Six
7. Teresa Wiley, 101 Coldwater Drive, Ninety Six

Mr. Templeton closed the public hearing.

Mr. Templeton recognized Mr. Moody who asked Chuck Watson, County Attorney, to verify the public hearing procedure for zoning request initiated at council level.

Mr. Watson confirmed that around 2005 or 2006, council passed an ordinance authorizing public hearings for rezoning changes initiated at council level may be held only once at the council level.

After receiving clarification from the County Attorney, Mr. Moody continued by acknowledging that the public hearing was on the agenda and the Third Reading was not.

Mr. Moody then made motion to have unanimous consent to amend the agenda to allow Third Reading of an ordinance to rezone certain properties located along Highway 702 and Highway 34 from Rural Development District (RDD) to Waterfront Development (WD). Mr. Dominick seconded the motion.

Mr. Templeton and Mrs. Childs expressed their concerns for citizens that currently live in proximity of recreational vehicles (RV's) and how they may or may not affect property value; how a decision may affect the two RV's that are currently being lived in; how zoning affects property owners in general; and how passing the ordinance could affect Mr. Harvin's property. Mr. Templeton assured Mrs. Childs that property owners who are currently living in RV's would be grandfathered in should the ordinance pass; and he (Mr. Templeton) may have a possible solution for Mr. Harvin should the ordinance pass because Brightwater Bay is a mobile home community.

Mr. Moody called for point of order because they were no longer discussion the motion on the table.

Mr. Templeton then called for the vote.

The motion passed unanimously to amend the agenda by adding the Third Reading of the proposed ordinance.

Mr. Templeton recognized Mr. Moody who made a motion to approve the Third Reading of the proposed ordinance to rezone from RDD to WD. Mr. Moates seconded the motion.

The following issues were discussed:

- *Mr. Jennings understood the desire of the property owners to protect their property; Mr. Harvin and Burdett's desire to conduct their business as they perceive it to be allowed. He made it clear that he was not voting in favor or in opposition to RV's but feels Mr. Harvin and Burdette have a right to conduct their business and changing the rezoning would not allow him to conduct his business; and requested that the county manager contact the state to place no lake access sides on the road to elevate some of the traffic on the road. He continued that he is voting against WD for the continuance of having mobile homes.*
- *Mr. Bryant asked Phil Lindler, Director of Planning & Zoning, to distinguish the difference between the RDD and WD zoning districts. Mr. Lindler pointed out the following:*
 - *RDD allows for all different types of land uses and was put in place in the early 90's*
 - *WD is geared toward waterfront development along Lake Greenwood and the Saluda River, the total number of uses is limited and allows for residential and small scale commercial conducive to the waterfront.*
- *Mr. Moates asked if state law prohibits using an RV as a permanent residence, how can a county pass a zoning ordinance permitting them*
- *Mrs. Childs questioned how the county was able to charge residence using a RV as a permanent residence taxes when they are not allowed. Mr. Watson informed Mrs. Childs that it was more than likely that the RV's were placed on the property illegally, the Assessor's office had no knowledge that it was illegal and zoning was probably not in place at the time and assured her that the issue is currently being reviewed. Mrs. Childs stated to the property owners that she was not against them, but has concerns for people who have property and are not able to do anything with it.*

Mr. Moates called for the questions.

The motion passed with a vote of five to two with Mrs. Childs and Mr. Jennings voting in opposition.

Mr. Templeton recognized Mr. Dominick who made a motion to schedule a First Reading for an ordinance to rezone Brightwater Bay to PDD to allow mobile homes but not allow RV's. Mrs. Childs seconded the motion.

Mr. Templeton recognized Mr. Bryant who asked Mr. Lindler to explain a PDD (Planned Development District). Mr. Lindler stated that a Planned Development District is a zoning district that a community or developer comes together to design the standards.

Mr. Moates raised the question that since it is Mr. Harvin's property, would he have an opportunity to give input into what is permitted? The answer was yes.

Mr. Moody stated that he would be voting in opposition tonight because he would like to have an opportunity to discuss this with the residence of the community prior to voting.

Mr. Dominick followed by saying that he agrees with Mr. Moody but is making the motion as a negotiation tool and in an effort to try and work with everyone; and does not want to do anything that the community does not want.

Mr. Templeton called for the vote.

The motion passed with a vote of six to one with Mr. Moody voting in opposition.

RESOLUTION

Mr. Templeton read the following title: A Resolution Authorizing Economic Development Incentives for an Anonymous Entity (Code Named Project “Smoke”)

Mr. Templeton recognized Mark Warner, Chief Executive Office of the Partnership Alliance, who informed council that this is a potential \$10 million retail investment that could bring 200 jobs to Greenwood County. It has been before City Council and they passed a conceptual incentive resolution.

Mr. Templeton recognized Mr. Bryant who made a motion to approve the resolution. Mr. Jennings seconded the motion. There was no discussion. The motion passed by unanimous vote.

COMMITTEE REPORTS

ADMINISTRATION & FINANCE/EDUCATION & APPOINTMENTS COMMITTEE

Item 1) Consideration of Greenwood County Library Board Appointment

Mr. Templeton recognized Mrs. Childs who made a motion to approve Barbara Wright (District One) and Mary Jo Tolbert (District Five) as appointments to the Greenwood County Library Board. Mr. Moody seconded the motion. There was no discussion. The motion passed by unanimous vote.

JUSTICE/PUBLIC SAFETY & MILITARY AFFAIRS COMMITTEE – No Report

PLANNING & DEVELOPMENT COMMITTEE – NO REPORT

ECONOMIC DEVELOPMENT COMMITTEE – NO REPORT

LAKE MANAGEMENT COMMITTEE

Item 1) Consideration of Boundary Line Agreements

Mr. Templeton recognized Mr. Moody who made a motion to approve boundary line agreements that do not include the sale of any property. Mr. Dominick seconded the motion. There was not discussion. The motion passed by unanimous vote.

PUBLIC WORKS

Item 1) Consideration of Bid for Construction of Landfill Equipment Maintenance Building

Mr. Templeton recognized Mr. Moates who made a motion to approve the low bid from RJ Dean Construction to construct a 3,750 square foot steel building for the purpose of servicing and repairing landfill equipment and machinery in the amount of \$192,749. Mrs. Childs seconded the motion.

Mr. Templeton advised that currently there is no place to repair equipment, the motion is in the landfill account and is something that is needed.

The motion passed by unanimous vote.

RECREATION COMMITTEE – NO REPORT

DISTRICT REPORTS

DISTRICT ONE – EDITH CHILDS

Mrs. Childs made the following announcements/observations:

- August 21, 2010 – 10 a.m. until 2 p.m., Annual Back to School Bash at Magnolia Park

DISTRICT THREE – GONZA BRYANT

Mr. Bryant made the following announcements/observations:

- At the end of August meeting will be held with chairpersons of neighborhood associations to discuss NRD's (Neighborhood Revitalization Districts)
- Mr. Bryant recognized the following people in the audience: Ms. Blocker, Ms. Martin and Ms. Holmes

DISTRICT FIVE – PATRICK MOODY

Mr. Moody made the following announcements/observations:

- The Festival of Stars was held the 3rd of July and was a success; Mr. Moody thanked everyone for their support; and according to traffic counts, it is estimated that somewhere between 10,000-12,000 people attended the festival
- The Ninety Six Mill Village Association held a cleanup day two weeks ago and the old mill site looks great
- The lake is full

DISTRICT SIX – ROBBIE TEMPLETON

Mr. Templeton made the following announcements/observations:

- August 8, 2010 at 4 p.m. the Seaboard Ad hoc committee will meet
- The Festival of Discover begins in two weeks (weekend of July 17th)

MANAGER'S REPORT – Victor Carpenter

Mr. Carpenter thanked Public Works for being out in the community helping neighbors and working with the Festival of Flowers.

EXECUTIVE SESSION

Mr. Templeton recognized Mr. Bryant who made a motion to enter into executive session to discuss personnel issues. Mr. Dominick seconded the motion. There was no discussion. The motion passed by unanimous vote.

RECONVENE

After reconvening from executive session, there were no issues discussed or need to be voted on as a result of executive session.

ADJOURNMENT

Mr. Templeton recognized Mr. Bryant who made a motion to adjourn. Mr. Jennings seconded the motion. There was no discussion. The motion passed unanimously. At 7:15 p.m., the July 6, 2010 meeting of the Greenwood County Council was adjourned.

Respectfully submitted by,

Ketekash R. Crump-Lukie
Clerk to County Council